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5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
7 AT TACOMA

8 DAVID WALTERS,

9 Plaintiff,

10 v.

11 MICHAEL J. ASTRUE, Commissioner of  
12 Social Security,

13 Defendant.

CASE NO. C09-5005 FDB

ORDER OF REMAND FOR  
FURTHER ADMINISTRATIVE  
PROCEEDINGS

14 The Magistrate Judge recommends that this action seeking social security benefits be  
15 remanded to the administration for further consideration. The Commissioner of Social Security  
16 has not filed an objection.

17 The Court, having reviewed Plaintiff's complaint, the Report and Recommendation of Judge  
18 J. Richard Creatura, United States Magistrate Judge, and the remaining record, does hereby find  
19 and ORDER:

- 20 (1) The Court adopts the Report and Recommendation;  
21 (2) The matter is therefore REMANDED to the administration for further consideration; and  
22 (3) The Clerk is directed to send copies of this Order to counsel of record.  
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24 DATED this 21<sup>st</sup> day of September, 2009.

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FRANKLIN D. BURGESS  
UNITED STATES DISTRICT JUDGE